IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 4407 /2004

PETITIONER : Smt. F.Y.Khan, W/o Shri Abdul Arshad, aged 40 years, Occupation-Service presently posted as Staff Nurse at Community Health Centre, Dongargarh, District Rajnandgaon (C.G.)

-VERSUS-

RESPONDENTS :

1. State of Chhattisgarh through Secretary, Department of Health and Family Welfare, D.K.S.Bhavan, Raipur (C.G.)
2. Chief Medical and health Officer, Rajnandgaon (C.G.)
3. Block Medical Officer, Khairgarh, District Kabir Dham
4. Block Medical Officer, Community Health Centre, Dongargarh, District Rajnandgaon (C.G.)
5. Chief Medical Officer, Dantewara District Dakshin Bastar (C.G.)

RECEIVED COPY
Clerk to A. G. Chhattisgarh

P.R. No. 4447/04
Presented by Shri ...
dated ...

WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

(31)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4407 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

15.2.2005

Shri Rajeev Shrivastava, counsel for the petitioner.

Shri Sudhir Agrawal, Panel Lawyer for the State/respondents.

Heard on admission.

Learned counsel for the petitioner submits that the petitioner was working as Staff Nurse in Community Health Centre, Dongargarh. Vide order dated 31.7.2004, she was transferred from Dongargarh to Khairagarh. She was relieved from Dongargarh on 9.9.2004 and has joined at Khairagarh on the same day.

The transfer order was cancelled vide order dated 13.9.2004 (Annexure P-2). In pursuance to this cancellation order, she was relieved from Khairagarh on 7.10.2004 (Annexure P-3). She submitted her joining at Rajnandgaon on 7.10.2004 from where the petitioner was relieved on the same day to join at Dongargarh (Annexure P-4). Till then the petitioner was having no grievance. However, vide order dated 26.10.2004(Annexure P-6), the petitioner was again transferred from Dongargarh to Dantewara. Her name appears at serial number 15 in the aforesaid order dated 26.10.2004.

Learned counsel for the petitioner submits that the petitioner is a lady and she has been frequently transferred by the authorities of the State, therefore, presently she may be allowed to make a representation

GRPRJ—FS/350—12/2000—50,000.

(32)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

before the concerned authority and the authority concerned should be directed to decide the representation within the stipulated period and the petition be disposed of accordingly.

The aforesaid limited prayer made by learned counsel for the petitioner is not opposed by the State counsel.

Accordingly, the prayer is allowed.

It is directed that petitioner may file a representation within a period of 10 days along with the copy of this order and a copy of this writ petition and if such a representation is filed, the authority concerned shall decide the same within a period of one month from the date of receipt/filing of the same by passing a reasoned order in relation to the grievances raised by the petitioner.

With the aforesaid observations, the petition stands finally disposed of.

Consequently, I. A. Nos. 31/2005 & 8886/2004 and M.W.P.No.4755/2004 stand disposed of.

Sd/-
Sunil Kumar Sinha
Judge

sunita